

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA**

WELLS FARGO CLEARING	:	
SERVICES LLC,	:	
Petitioner	:	CIVIL ACTION
	:	No. 19-2514
v.	:	
	:	
MICHAEL AND JANICE DI	:	
IANNI, AS TRUSTEES OF THE DI	:	
IANNI LIVING TRUST	:	
Respondents	:	
	:	
and	:	
	:	
FINANCIAL INDUSTRY	:	
REGULATORY AUTHORITY,	:	
INC.,	:	
Nominal Respondent	:	
	:	

ORDER

AND NOW, this _12th ___ day of November, 2019, it is **ORDERED** that Petitioner's Motion to Confirm Arbitration Award (ECF No. 4) is **GRANTED**.¹ To the extent that Motion requested entry of final default judgment, that request is **DENIED** as moot.

Accordingly, the Court **CONFIRMS** the award entered by the arbitration panel in *Michael and Janice Di Ianni, as Trustees of the Di Ianni Living Trust v. Wells Fargo Clearing*

¹ The Court has an obligation to examine its own subject matter jurisdiction. Petitioner invokes diversity jurisdiction. But there is an issue as to amount-in-controversy: the relief sought—expungement—does not lend itself to a quantifiable monetary sum. Nonetheless, after an independent examination, the Court finds that it has jurisdiction because the initial amount sought in the complaint filed with FINRA exceeded \$75,000. *See Karsner v. Lothian*, 532 F.3d 876, 882-84 (D.C. Cir. 2008) (finding diversity jurisdiction in a FINRA expungement case with substantially similar facts, looking to the demand amount in the initial FINRA complaint to determine amount-in-controversy); *cf. Jumara v. State Farm Ins. Co.*, 55 F.3d 873, 877 (3d Cir. 1995) (looking to demand amount in underlying arbitration complaint—rather than relief sought in petition to compel arbitration filed with district court—to determine amount-in-controversy).

Services LLC, FINRA Dispute Resolution Arbitration No. 17-00909 (the “Arbitration”). The Court hereby **DIRECTS** Financial Industry Regulatory Authority, Inc. to expunge all references to the Arbitration from the Central Registration Depository registration records maintained for Joseph Dovidio.

s/Anita B. Brody

ANITA B. BRODY, J.

Copies **VIA ECF** 11/13/2019